IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF TENNESSEE WESTERN DIVISION

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THOMAS M. GOULD CLERK, U.S. ESTRICT COURT WID OF DV. TEMPHIS

UNITED STATES OF AMERICA,

Plaintiff,

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No. 04-20469 B V

LEVOND MABONE

Defendant.

ORDER OF REFERENCE

Before the court is the November 17, 2005 motion of John R. Hershberger, counsel for the Defendant, to withdraw. This motion is referred to the United States Magistrate Judge for determination. Any objections to the magistrate judge's order shall be made within ten (10) days after service of the order, setting forth particularly those portions of the order objected to and the reasons for the objections. Failure to timely assign as error a defect in the magistrate judge's order will constitute a waiver of that objection. See Fed. R. Civ. P. 72(a).

IT IS SO ORDERED this / day of November, 2005.

DANIEL BREEN

UNITED STATES DISTRICT JUDGE

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Honorable J. Breen US DISTRICT COURT